



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

January 12, 2011

Helene Keeley, Treasurer  
Democratic State Committee (Delaware)  
P.O. Box 2065  
Wilmington, DE 19899

**Response Due Date:**  
**February 16, 2011**

Identification Number: C00211763

Reference: 12 Day Pre-General Report (10/1/10-10/13/10)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 items:

1. Please amend your report by providing the purpose for each disbursement itemized on Schedule H4 supporting Line 21(a).
2. Schedule A supporting Line 12 discloses a transfer(s)-in from the "Democratic Congressional Campaign Committee," "Democratic National Committee," and "Democratic Senatorial Campaign Committee." Schedule B supporting Line 30(b) reflects payments for "Exempt Mail Piece - Coons," and "Exempt Mail Piece - Carney." Please be advised that a state or local party committee may pay for campaign materials (such as bumper stickers, pins and yard signs) that are distributed by volunteers in connection with activity on behalf of the party's nominees in a general election and voter drive activity on behalf of the party's Presidential and Vice Presidential nominees. Payments for this type of activity are exempt from the definition of a contribution or expenditure if certain conditions are met. The conditions are that no public advertising may be used, including distribution by direct mail (mailings by a commercial vendor or from commercial lists); all funds used for the activity must be permitted under the Act; none of the funds used may have been designated for a particular candidate; and finally, payments for the activity may not be made from transfers-in from the national committee to specifically fund the activity.

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DEMOCRATIC STATE COMMITTEE (DELAWARE)

Page 2

For further guidance, please refer to 11 CFR §§100.87 and 100.147 and to the Campaign Guide for Party Committees.

Please clarify the nature of the transfer(s)-in and subsequent payments for the aforementioned disbursement(s). If the activity disclosed on your report does not meet the definition of "exempt" activity as described above, any portion of the expenditures made on behalf of specifically identified candidates must be disclosed on Schedule B, E or F supporting Line 23 or 30(b), 24 or 25 of the Detailed Summary Page as appropriate.

3. Schedule H4 supporting Line 21(a) of your report discloses an apparent refund or rebate of an allocable expense for "Non-Federal Portion of Candidate Website Payment;" however, your report(s) does not appear to disclose an original disbursement to this entity. Please provide clarifying information regarding this activity and amend your report(s) as appropriate.

- Schedule B supporting Line 21(b) of your report discloses a payment(s) for "Voter File Access In-Kind" which appears to be disclosed on the wrong line of the Detailed Summary Page. Please be advised that Voter Identification, Generic Campaign and Get-out-the-vote activity conducted in connection with an election in which one or more candidates for Federal office appear on the ballot is considered to be Federal Election Activity. 11 CFR §100.24 Please amend your report to properly disclose this activity on Line 30(b) or provide clarification regarding this activity.

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1164.

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Sincerely,

A handwritten signature in black ink that reads "Nicole Miller". The script is cursive and fluid, with the first name "Nicole" and last name "Miller" clearly distinguishable.

Nicole Miller  
Campaign Finance Analyst  
Reports Analysis Division

317

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